

USDS SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: <u>10-1-10</u>

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X
In re DPH Holdings Corp., et al.,

Reorganized Debtor,

10-civ-5347 (PKC)

IUE-CWA, AFL-CIO,

Appellants,

Case No. 05-44481 (RDD)

(Jointly Administered)

vs.

DPH Holdings Corp., et al.,

Appellees.
-----X


ORDER

**ORDER DISMISSING APPEAL PURSUANT
TO FED. R. BANKR. P. 8001(c)(2)**

P. KEVIN CASTEL, District Judge:

In accordance with Fed. R. Bankr. P. 8001(c)(2) and the Agreement To Dismiss Appeal Pursuant To Fed. R. Bankr. P. 8001(c)(2), the above-captioned appeal is dismissed with prejudice. The Appellants shall pay any court costs or fees that may be due in connection with the above-captioned appeal.

SO ORDERED.



P. Kevin Castel
United States District Judge

Dated: New York, New York
September 30, 2010